

ORDER OF THE SUPREME COURT OF TEXAS

Misc Docket No. 95- 9056

Appointment of a District Judge to Preside
in a State Bar Disciplinary Action

The Supreme Court of Texas hereby appoints the Honorable Mark Davidson, Judge of the 11th District Court of Harris County, Texas, to preside in the Disciplinary Action styled:

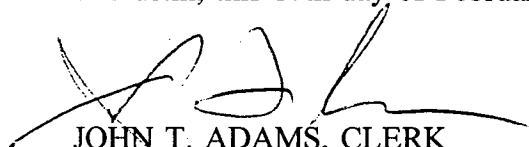
The Commission for Lawyer Discipline v. Raul E. Mora

to be filed in a District Court of Hidalgo County, Texas.

The Clerk of the Supreme Court shall promptly forward to the District Clerk of Hidalgo County, Texas, a copy of this Order and of the Disciplinary Petition for filing and service pursuant to Rule 3.03, Texas Rules of Disciplinary Procedure.

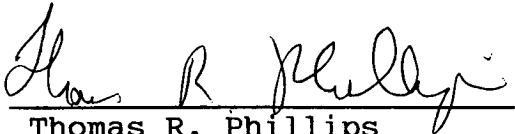
As ordered by the Supreme Court of Texas, in chambers,

with the Seal thereof affixed at the City
of Austin, this 17th day of February, 1995.


JOHN T. ADAMS, CLERK
SUPREME COURT OF TEXAS

This assignment, made by Misc. Docket No. 95-9056, is also an assignment by the Chief Justice of the Supreme Court pursuant to Texas Government Code §74.057.

Signed this 21 day of February, 1995.


Thomas R. Phillips
Chief Justice

TO CLERK: FILE MARK
THIS COPY AND RETURN

NO. _____

COMMISSION FOR LAWYER DISCIPLINE	§	IN THE DISTRICT COURT OF
V.	§	HIDALGO COUNTY, TEXAS
RAUL E. MORA	§	_____ JUDICIAL DISTRICT

DISCIPLINARY PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Petitioner, the Commission for Lawyer Discipline, a committee of the State Bar of Texas (hereinafter called "Petitioner"), complaining of Respondent, Raul E. Mora (hereinafter called "Respondent"), and files this Disciplinary Petition, and would show the Court as follows:

I.

Petitioner brings this disciplinary action pursuant to the State Bar Act, Tex. Gov't. Code Ann. §81.001, et seq. (Vernon 1988), the Texas Disciplinary Rules of Professional Conduct and the Texas Disciplinary Rules of Procedure. The complaint which forms the basis of the Disciplinary Petition was filed on or after May 1, 1992.

II.

Respondent is an attorney licensed to practice law in Texas and is a member of the State Bar of Texas. Respondent maintains his principal place of practice in Hidalgo County, Texas. An officer may serve citation on Respondent at 5917 North 23rd Street, McAllen, Hidalgo County, Texas 78504.

COPY

III.

On or about December 1, 1993, Respondent filed an Appearance of Counsel in a case styled *The State of Iowa v. Francisco Rodriguez*, Criminal No. 44969, in the District Court For Woodbury County, Iowa, Third Judicial District. By filing the Appearance of Counsel, Respondent represented to the Court that he was counsel of record for Francisco Rodriguez. Further, Respondent's signature also appears on the following documents in *Iowa v. Rodriguez*: (1) an Order Setting Plea Taking and Sentencing Date filed on or about October 4, 1993; (2) an Order Resetting Trial Date filed on or about October 4, 1993; (3) an Order Resetting Plea Taking and Sentencing Date filed on or about December 1, 1993, and; (4) an Order Resetting Trial Date filed on or about December 1, 1993. At the time of the filing of the aforementioned documents, Respondent was in violation of the regulations of the legal profession in the State of Iowa as he was not licensed to practice law in Iowa, and he was not associated with a licensed Iowa attorney in violation of Iowa Supreme Court Rule 116, which is attached hereto, labeled as "Exhibit A" and incorporated herein for all intents and purposes as if fully set forth.

IV.

Said acts and/or omissions on the part of Respondent as are alleged in Paragraph III. hereinabove constitute conduct violative of Rules 5.05(1), and/or 8.04(a)(3) of the Texas Disciplinary Rules of Professional Conduct.

V.

The complaint which forms the basis for this cause of action was brought to the attention of the Office of the General Counsel of the State Bar of Texas by Iowa District Judge Gary E. Wenell's filing of a complaint on or about January 14, 1994.

PRAYER

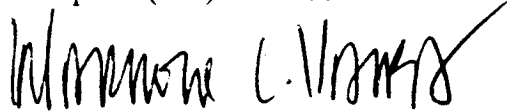
WHEREFORE, PREMISES CONSIDERED, Petitioner prays for judgment that Respondent be disciplined as the facts shall warrant; and that Petitioner have such other relief to which entitled, including costs of Court and attorney's fees.

Respectfully submitted,

James M. McCormack
General Counsel

Warren L. Vavra
Assistant General Counsel

Office of the General Counsel
State Bar of Texas
P.O. Box 12487
Austin, Texas 78711
Telephone: (512) 463-1463
Telecopier: (512) 477-4607



WARREN L. VAVRA
State Bar of Texas No. 00786307

ATTORNEYS FOR PETITIONER

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THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

POST OFFICE BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

February 17, 1995

CLERK
JOHN T. ADAMS

EXECUTIVE ASS'T.
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T.
NADINE SCHNEIDER

JUSTICES
RAUL A. GONZALEZ
JACK HIGHTOWER
NATHAN L. HECHT
JOHN CORNYN
BOB GAMMAGE
CRAIG ENOCH
ROSE SPECTOR
PRISCILLA R. OWEN

The Honorable Pauline Gonzales
District Clerk of Hidalgo County
P. O. Box 87
Edinburg, Texas 78540

Dear Ms. Gonzales:

Pursuant to Rule 3.03 of the Texas Rules of Disciplinary Procedure, I am sending for filing State Bar of Texas Disciplinary Action styled: The Commission for Lawyer Discipline v. Raul E. Mora and a copy of the Supreme Court's order appointing the Honorable Mark Davidson, Judge of the 11th District Court, Houston, Texas, to preside in this Disciplinary Action.

Sincerely,

SIGNED

John T. Adams
Clerk

cc: Hon. Mark Davidson
Mr. Raul E. Mora
Mr. James M. McCormack



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EXECUTIVE ASS'T.
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T.
NADINE SCHNEIDER

February 17, 1995

Honorable Mark Davidson
Judge, 11th District Court
304 Civil Courts Building
301 Fannin
Houston, Texas 77002

Dear Judge Davidson:

We enclose for your information a copy of the order of assignment, a copy of the notification letter to Mr. Mora and Mr. McCormack, and a copy of the letter to the District Clerk of Hidalgo County.

It is recommended that, six or eight weeks after receipt of this letter, your coordinator contact the district clerk to learn the names, addresses, and telephone numbers of counsel for purposes of a scheduling conference. Also, either before or immediately after you set the case for trial, you should contact the Presiding Judge of the Administrative Judicial Region into which you have been assigned [210 544-0847] about a court reporter, etc., and to obtain claims forms for your expenses incident to presiding over this disciplinary case.

Sincerely,

SIGNED

John T. Adams
Clerk



THE SUPREME COURT OF TEXAS

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February 17, 1995

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EXECUTIVE ASS'T.
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T.
NADINE SCHNEIDER

Mr. James M. McCormack
General Counsel, State Bar of Texas
P.O. Box 12487
Austin, Texas 78711

Mr. Raul E. Mora
5917 North 23rd Street
McAllen, Texas 78504

Dear Mr. McCormack and Mr. Mora:

Pursuant to Rule 3.02 of the Texas Rules of Disciplinary Procedure, I hereby notify you that the Supreme Court of Texas has appointed the Honorable Mark Davidson, Judge of the 11th District Court, Houston, Texas to preside in

Commission for Lawyer Discipline v. Raul E. Mora.

Sincerely,

SIGNED

John T. Adams
Clerk